IN THE DISTRICT COURT OF THE UNITED STATES FOR THE MIDDLE DISTRICT OF ALABAMA, EASTERN DIVISION

| CITIFINANCIAL MORTGAGE |) | |
|-------------------------|---|------------------|
| COMPANY, INC., a/k/a, |) | |
| CITIMORTGAGE, INC., |) | |
| |) | |
| Plaintiff, |) | |
| |) | CIVIL ACTION NO. |
| v. |) | 3:06cv899-MHT |
| |) | |
| ALPHA SMITH and VERA M. |) | |
| SMITH, |) | |
| |) | |
| Defendants. |) | |
| | | |

ORDER

It is ORDERED that the motion for summary judgment (doc. no. 12) is set for submission, without oral argument, on January 22, 2007, with any opposing brief and evidentiary materials due by said date.

DONE, this the 8th day of January, 2007.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE